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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/519,971	09/21/2005	Insu Peter Lee	59150-8033	6964
22918	7590	10/20/2006	EXAMINER	
PERKINS COIE LLP			HOFFMAN, SUSAN COE	
P.O. BOX 2168			ART UNIT	PAPER NUMBER
MENLO PARK, CA 94026			1655	

DATE MAILED: 10/20/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT	PAPER
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20061002

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Commissioner for Patents

The amendment filed on July 31, 2006 effectively cancels all claims that were elected by original presentation. The previously examined claims were drawn to composition claims. The claims as amended are all drawn to method of use claims. If both composition and method claims were originally presented, the application would have been subject to restriction requirement due to a lack of unity between the composition and method of use. Lack of unity is demonstrated by the 102 reference cited in the previous Office action which anticipates the composition but not the currently claimed method of use. Thus, the composition claims were elected by original presentation. Canceling all claims drawn to an elected invention and presenting only claims drawn to a non-elected invention is non-responsive (MPEP § 821.03).

Since the above-mentioned amendment appears to be a *bona fide* attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.


10-12-06

Susan Coe Hoffman
Primary Examiner
Art Unit: 1655